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16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA  
18 NORTHERN DISTRICT OF CALIFORNIA

19 AUDREY MCNAMARA NEVIS,

Plaintiff,

20 v.

21 WELLS FARGO BANK, a California Corporation  
22 EXECUTIVE FINANCIAL LENDING, JOHN B.  
23 SPEAR, an individual, SHAI MOSHE, an individual,  
24 GATEWAY TITLE COMPANY, QUALITY LOAN  
SERVICES. Trustee, and; and DOES 1-100, inclusive,

25 Defendants.

**C 07 2568**

TEMPORARY RESTRAINING  
ORDER AND ORDER TO SHOW  
CAUSE REGARDING  
PRELIMINARY INJUNCTION

1 **TO DEFENDANTS WELLS FARGO BANK, EXECUTIVE FINANCIAL LENDING INC.**  
2 **JOHN B. SPEAR, SHAI MOSHE, GATEWAY TITLE COMPANY, QUALITY LOAN**  
3 **SERVICES CORP.:**

4 YOU AND EACH OF YOU ARE ORDERED TO SHOW CAUSE at 2<sup>00</sup> p.m. on May  
5 23, 2007, or as soon thereafter as counsel may be heard, in Courtroom 15, located at 450  
6 Golden Gate Avenue, in San Francisco, why you, your agents, assigns and those acting in concert  
7 with you should not be restrained and enjoined pending trial from directly or indirectly initiating  
8 foreclosure proceedings on a property owned by plaintiff Audrey McNamara Nevis located at 16  
9 Creekside Drive, San Rafael, California. 94903

10 PENDING HEARING on the above Order to Show Cause, you, your agents, servants,  
11 assigns and all those acting in concert with you ARE HEREBY RESTRAINED AND ENJOINED  
12 from selling or attempting to sell the real property located at 16 Creekside Drive, San Rafael,  
13 California. 94903

14 The above temporary restraining order is effective on Plaintiff posting an undertaking the  
15 sum of \$ 0. This order to show cause and supporting papers must be served on defendants  
16 no later than 2 days before the date set for hearing and proof of service must be filed no later  
17 than 7 days before the date set for hearing.

18  
19 IT IS SO ORDERED.

20  
21 DATED: May 16<sup>th</sup>, 2007

22  
23   
24 U.S. DISTRICT JUDGE  
25  
26  
27  
28